#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/538,411 Confirmation No.: 3620

**Applicant:** Mauro Marinelli

**Filing Date:** 06/10/2005

**Docket No.:** KAR 014

**Customer No.:** 000039232

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements dated 107/24/2006, Applicant informs that a like Notification of Missing Requirements had been mailed on 11/01/2005, to which Applicant had fully responded on 11/09/2005.

Remarks begin on page 2 of this paper.

Copies of:

- Copy of the **Notification of Missing Requirements**, mailed on 07/24/2006;
- Two past submissions, respectively dated October 1, 2005 and November 9, 2005,
   of the **Declaration** presently requested,

are submitted following page 2 of this paper.

#### **REMARKS**

This paper is submitted in response to the Notification of Missing Requirements mailed on July 24, 2006, by which Applicant is requested to submit the oath or declaration. Copy of the Notification of Missing Requirements is enclosed herewith.

Applicant has already submitted his declaration on two different occasions, namely on October 1, 2005 and on November 9, 2005, at least one time in response to a request received from the Unites States Patent and Trademark Office. In each case, Applicant has paid the related \$65 fee. Copies of the two submissions are also enclosed herewith. The credit card and checking account numbers of Applicant's attorney have been removed from the enclosed copies, because this paper is part of the public record.

Accordingly, it is Applicant's belief that no further submissions or payments are required at this time. Copy of at least one of the above mentioned submissions is on record in the Image File Wrapper of this application.

In the event that additional information is requested, Applicant's attorney may be contacted at the below listed address.

Dated: August 13, 2006 Respectfully submitted,

SERAFINI ASSOCIATES

By: /Franco A. Serafini/ Franco A. Serafini

Attorney for Applicant

USPTO Registration No. 52,207

Tel: 858.456.2898 Fax: 858.225.3920

E-Mail: franco@patentconcepts.com

SERAFINI ASSOCIATES 7660 Fay Ave, Suite H378 La Jolla, CA 92037

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TRANSMITTAL LETTER TO THE UNITED STATES **DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371** 

ATTORNEY'S DOCKET NUMBER **KAR 014** 

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/538,411

INTERNATIONAL APPLICATION NO. PCT/EP2002/014251

INTERNATIONAL FILING DATE 12/13/2002

PRIORITY DATE CLAIMED 12/13/2002

	INVENTION ometer for non-invasive iron level measurement in a body
	NT(S) FOR DO/EO/US
	ARINELLI t herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:
	This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.
2.	This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.
з. 🔲	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4.	The US has been elected (Article 31).
5.	A copy of the International Application as filed (35 U.S.C. 371(c)(2))  SHIPPED NOV 0 9 2005
	a. is attached hereto (required only if not communicated by the International Bureau).
	b. has been communicated by the International Bureau.
	c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6.	An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
	a. is attached hereto.
	b. has been previously submitted under 35 U.S.C. 154(d)(4).
7.	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
	a. are attached hereto (required only if not communicated by the International Bureau).
	b. have been communicated by the International Bureau.
	c. have not been made; however, the time limit for making such amendments has NOT expired.
	d. have not been made and will not be made.
8.	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9.	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10.	An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
items	11 to 20 below concern document(s) or information included:
11.	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12.	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13.	A preliminary amendment.
14.	An Application Data Sheet under 37 CFR 1.76.
15.	A substitute specification.
16.	A power of attorney and/or change of address letter.
17.	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18.	A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19.	A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

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	TION NO. (if known				ATTORNEY'S DOC	
PCT/EP2002/	014251		10/538,411		KAR 014	
20. Other	r items or informati	ion:				
The Declar with a \$65.0	ation and Po 00 fee paym	wer of Atto ent by cred	rney enclosed here it card. Enclosed is	in were also fax copy of the 10/	ked on 10/01/2009 /01/2005 fax recei	5, together pt.
	llowing fees have b				CALCULATIONS	PTO USE ONLY
21. 🔲 Bas	ic national fee (37	CFR 1.492(a))		\$300	\$	
22. 🔲 Exar	mination fee (37 Cl	FR 1.492(c))				
by IPEA	/US indicates all cl	laims satisfy prov	emational preliminary examina risions of PCT Article 33(1)-(4	) \$0	\$	
23. Search fee (37 CFR 1.492(b))  If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$0  Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority					\$	
	TOTAL OF 21, 22	2 and 23 =				
sequenc electroni	e for specification be listing in complia- ic medium) (37 CF	and drawings file ance with 37 CFR R 1.492(j)).	ed in paper over 100 sheets (et 1.821(c) or (e) or computer pass of paper or fraction thereof.	program listing in an		
Total Sheets	Extra Sheets		additional 50 or fraction up to a whole number)	RATE		
- 100 =	/50 =			× \$250	\$	l
Surcharge of \$13 after the date of	30.00 for fumishing commencement of	any of the searce f the national stag	ch fee, examination fee, or the ge (37 CFR 1.492(h)).	oath or declaration	\$ 130.00	
CLAIMS	NUMB	BER FILED	NUMBER EXTRA	RATE	\$	
Total claims		- 20 =		× \$ 50	\$	
Independent clair	ms	- 3 =		× \$200	\$	
MULTIPLE DEP	ENDENT CLAIM(S	if applicable)		+ \$360	\$	
				CALCULATIONS =	\$ 130.00	
Applicant cla	aims small entity st	atus. See 37 CFI	R 1.27. Fees above are reduc	ced by ½.	(65.00)	1
				SUBTOTAL =	\$ 65.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). +				\$		
			TOTAL	L NATIONAL FEE =	\$ 65.00	
Fee for recording by an appropriate	the enclosed assi cover sheet (37 (	ignment (37 CFR CFR 3.28, 3.31).	1.21(h)). The assignment mu \$40.00 per property	ust be accompanied +	\$	
			TOTAL F	FEES ENCLOSED =	\$ 65.00	
					Amount to be refunded:	\$

Amount to be charged

\$

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A check in the amount of \$ 65.00 to cover the above fees is enclosed.

Please charge my Deposit Account No. in the amount of \$ \_ \_\_ to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. \_ \_\_\_\_\_. A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card Information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the international Application to pending status. SEND ALL CORRESPONDENCE TO: SIGNATURE Serafini Associates Franco A. Serafini 7660 Fay Ave. Suite H378 NAME La Jolla, CA 92037 52,207 REGISTRATION NUMBER

PTO/SB/01A (09-04)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of invention	Susceptometer for non-invasive iron level measurement in a body
As the below	w named inventor(s), I/we declare that:
This declara	ation Is directed to:
	The attached application, or
	Application No
	as amended on(if applicable);
I/we believe sought;	e that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is
	eviewed and understand the contents of the above-identified application, including the claims, as amended by any t specifically referred to above;
material to became ava	Medge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which allable between the filing date of the prior application and the national or PCT international filing date of the n-in-part application.
to be true, a	nts made herein of my/own knowledge are true, all statements made herein on information and belief are believed and further that these statements were made with the knowledge that willful false statements and the like are by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any ng thereon.
FIII NAME	E OF INVENTOR(S)
	e: Mauro Marinelli
Signature:	mauro mari melli
	D:
Signature: _	Cltizen of:
	99:
Signature: _	Citlzen of:
	r:
Signature: _	Citizen of:
Additis	onal inventors or a legal representative are being named on additional form(s) attached hereto.

Additional inventors of a legal representative are being named on additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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	homes A. Junepili		DOLLARS Totalism	\$ 65.00-	DATE 11/69/2005	16-24/1220 4420 2575422049	1,022



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandra, Virgina 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATT	ATTY. DOCKET NO.	
10/538,411	Mauro Marinelli	I	KAR 014	
		INTERNATIONAL AP	PLICATION NO.	
	<u></u>	PCT/EP02/	14251	
9232 Sorofini Associates		I.A. FILING DATE	PRIORITY DATE	

39232 Serafini Associates 7660 FAY AVE. STE H378 LA JOLLA, CA 92037

CONFIRMATION NO. 3620 371 FORMALITIES LETTER

\*OC000000017354782\*

12/13/2002

Date Mailed: 11/01/2005

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/10/2005
- Copy of the International Search Report filed on 06/10/2005
- Small Entity Statement filed on 06/10/2005
- Request for Immediate Examination filed on 06/10/2005
- U.S. Basic National Fees filed on 06/10/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

\$65 Surcharge.

# ALL CF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

#### LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

#### PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
10/538,411	PCT/EP02/14251	KAR 014

FORM PCT/DO/EO/905 (371 Formalities Notice)

## **Auto-Reply Facsimile Transmission**



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Fax Information

10/01/2005 06:15 858-225-3920

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PAGE 01/86

Total Pages: 6 (including cover page)

SERAFINI ASSOCIATES

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Apuro MAPINELLI Applicant harswift evipmile to the United States Designated/Elected Office (DOF	(OAXE) the following tierns and other information:
1. This to a PRINCT submission of large personning a submission under 36 U.S.C. 3	
This is a SECOND or SUMMERCHANT submission of herrs consuming a submiss	
<ol> <li>This is an express request to begin neithred description procedures (35 U.S.C. 1 (6), (6), (6) and (21) indicated below.</li> </ol>	
4. The UG has been excited (Author 31):	Ì
5. A copy of the International Application on Blad (56 U.S.C. 371(6)(2))	i
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7. Amendments to the claims of the international Application under PCT Article 1	9 (36 U.B.C. 371(c)(39)
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Name 11 to 36 below consum dissumential or information included:	
11. As Information Disclosure Statement under 57 GPR 1,87 and 1.96.	
12. An assignment decument for recording. A separate cover share in compliance	with 57 CFR 3.28 and 3.31 is included.
13. A professivery amendment.	
14. An Application Colo Shoot under 37 CFR 1.78.	
15 A substitute openitorium.	1
16. A gover of glippings andler charge of address latter.	
17. A computer-readable form of the sequence living in accordance with PCT Rul	to 13ser.2 and 37 CFR 1 821- 1.825
18. A second copy of the published Intertactural Application under 35 U.S.C. 184	
18. A second copy of the English language introdution of the interpretional applical	

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PTO-1390 (Rev. 07-2005)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER KAR 014			
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/538,411			
INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE		PRIORITY DATE CLAIMED			
PCT/EP2002/014251 12	2/13/2002	12/13/2002			
TITLE OF INVENTION Susceptometer for non-invasive iron level n	neasurement in a body				
APPLICANT(S) FOR DO/EO/US Mauro MARINELLI					
Applicant herewith submits to the United States	s Designated/Elected Office (DO/EC	O/US) the following items and other information:			
1. This is a FIRST submission of items conce	eming a submission under 35 U.S.C. 371	l.			
2. This is a SECOND or SUBSEQUENT subm	nission of items concerning a submissio	n under 35 U.S.C. 371.			
3. This is an express request to begin nationa (5), (6), (9) and (21) indicated below.	ll examination procedures (35 U.S.C. 37	1(f)). The submission must include items			
4. The US has been elected (Article 31).					
5. A copy of the International Application as					
a. is attached hereto (required onl	ly if not communicated by the Internation	nal Bureau).			
b.  has been communicated by the					
	on was filed in the United States Receiv				
6. An English language translation of the In	ternational Application as filed (35 U.S.0	C. 371(c)(2)).			
a. Lis attached hereto.					
b.  has been previously submitted					
7. Amendments to the claims of the Interna	ational Application under PCT Article 19	(35 U.S.C. 371(c)(3))			
a. are attached hereto (required	only if not communicated by the Interna	itional Bureau).			
b. have been communicated by	the International Bureau.				
c. have not been made; howeve	er, the time limit for making such amendr	ments has NOT expired.			
d. have not been made and will	not be made.				
8. An English language translation of the a	amendments to the claims under PCT Ar	ticle 19 (35 U.S.C. 371(c)(3)).			
9. An oath or declaration of the inventor(s)					
10. An English language translation of the al Article 36 (35 U.S.C. 371(c)(5)).	nnexes of the International Preliminary I	Examination Report under PCT			
items 11 to 20 below concern document(s) o	r information included:				
11. An Information Disclosure Statement und	der 37 CFR 1.97 and 1.98.				
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13. A preliminary amendment.	A preliminary amendment.				
14. An Application Data Sheet under 37 CFF	An Application Data Sheet under 37 CFR 1.76.				
15. A substitute specification.					
16. A power of attorney and/or change of ad	ddress letter.				
17. A computer-readable form of the sequer	nce listing in accordance with PCT Rule	13ter.2 and 37 CFR 1.821- 1.825.			
18. A second copy of the published Internati	ional Application under 35 U.S.C. 154(d	)(4).			
19. A second copy of the English language	translation of the international applicatio	n under 35 U.S.C. 154(d)(4).			

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The Information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentialty is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5) PCT/EP2002/014251 10/5		10/538,411	PPLICATION NO.	KAR 014		
20. Other items or inform	ation:					
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All other situations  TOTAL OF 21			\$500			
Additional fee for specification sequence listing in comelectronic medium) (37	A USC - 15 - 5					
Total Sheets Extra Sheets		additional 50 or fraction up to a whole number)	RATE			
- 100 = /50	=		× \$250	\$	<u> </u>	
Surcharge of \$130.00 for fumish after the date of commencement			oath or declaration	\$ 130.00		
CLAIMS NU	MBER FILED	NUMBER EXTRA	RATE	\$		
Total claims	- 20 =		× \$ 50	\$		
Independent claims	- 3 =		× \$200	\$		
MULTIPLE DEPENDENT CLAIR	M(S) (if applicable)		+ \$360	\$		
			CALCULATIONS =	\$ 130.00		
Applicant claims small entit	status. See 37 CFF	1.27. Fees above are reduc	ced by 1/2.	(65.00)		
			SUBTOTAL =	\$ 65.00		
Processing fee of \$130.00 for fu claimed priority date (37 CFR 1.	• •	translation later than 30 mon	ths from the earliest +	\$		
TOTAL NATIONAL FEE 2			\$ 65.00			
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +				\$		
	TOTAL FEES ENCLOSED =					
			***************************************	Amount to be refunded:	\$	
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